

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
WICHITA FALLS DIVISION**

**FREDERICK KEITH DARTY and
CAROLYN DARTY,**

Plaintiffs,

v.

KYLA BAKER., *et al.*,

Defendants.

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Civil No. 7:15-CV-159-O

**ORDER ACCEPTING REPORT AND RECOMMENDATION
OF THE UNITED STATES MAGISTRATE JUDGE**

After making an independent review of the pleadings, files, and records in this case, and of the Report and Recommendation of the United States Magistrate Judge (ECF No. 11), I am of the opinion that the fact findings and conclusions of law set forth in the Report and Recommendation of the Magistrate Judge are correct and they are hereby adopted and incorporated by reference as the findings of the Court.

Accordingly, this action is **DISMISSED** without prejudice pursuant 28 U.S.C. § 1915(e)(2)(B)(ii) for failure to state claim on which relief may be granted.

SO ORDERED this **24th day of February, 2016**.



Reed O'Connor
UNITED STATES DISTRICT JUDGE